

SEC. 2. The sheriff or coroner shall receive a fee of twenty-five cents for the service of such notice, if the same be made in the county to which said process is issued. If the plaintiff or his attorney shall reside out of the county of the sheriff having the process, service thereof shall be made by mail, and for such service the officer shall receive fifty cents. The fees allowed by this section shall be paid by the plaintiff.

To receive a fee for serving notice.

SEC. 3. Whenever a sheriff or coroner shall propose to lay off a homestead or personal property exemption, for any debt against whom he has process as aforesaid, he shall give notice thereof in writing, to the plaintiff or his attorney, ten days prior to the laying off the same, and shall receive for service thereof the same fees as are prescribed in section two of this act.

Homestead or personal property exemption.

SEC. 4. The notice provided for by section one of this act, shall be given five days prior to the sale of personal property, and ten days prior to the sale of real estate.

Time of serving notice prior to sale.

SEC. 5. Any sheriff, coroner or clerk who shall fail to comply with the provisions of this act shall be deemed guilty of a misdemeanor, and shall also be liable for such damages as the plaintiff shall sustain by reason of such neglect.

Repealing clause.

SEC. 6. All laws coming in conflict with the provisions of this act are hereby repealed.

When act to be in force.

SEC. 7. This act shall be in force from its ratification.

Ratified the 17th day of March, A. D. 1871.